



**WHEREAS**, the Commission notified Mr. Kelly that the Commission would discuss this matter at its May 27, 1997 meeting, that he had the right to attend, and he could be found in violation of the School Ethics Act and receive a penalty up to removal; and

**WHEREAS**, Mr. Kelly has failed to attend the required training program for the one year allowed; and

**WHEREAS**, the Commission finds that his failure to attend board member training from April 1996 to April 1997 constitutes a violation of N.J.S.A. 18A:12-33; and

**WHEREAS**, Mr. Kelly's response does not provide an adequate explanation of why he failed to attend the required training session for the year allowed by law; and

**WHEREAS**, the Commission finds that if Mr. Kelly fails to attend the June session as he has set forth, the Commission finds that it would be appropriate to have him removed from the board;

**NOW THEREFORE BE IT RESOLVED** that the School Ethics Commission finds that Frank Kelly violated N.J.S.A. 18A:12-33 of the School Ethics Act and recommends that the Commissioner of Education impose a reprimand if he attends the June session, but removal from the board if he does not attend the June 6-8, 1997, training session.

Dated: May 27, 1997

---

Paul C. Garbarini, Chairperson

I certify that the within Resolution was duly adopted by the School Ethics Commission at its Public Meeting on May 27, 1997.

---

Lisa James-Beavers, Executive Director

This matter shall be transmitted to the Commissioner of Education for action on the Commission's recommendation for sanction pursuant to N.J.S.A. 18A:12-29. Within thirteen (13) days from the date on which the Commission's decision was mailed to the parties, any party may file written comments on the recommended sanction with the Commissioner of Education, c/o Bureau of Controversies and Disputes, 100 Riverview Plaza, CN 500, Trenton, NJ 08625, marked "Attention: Comments on Ethics Commission Sanction." A copy of any comments filed must be sent to the School Ethics Commission and all other parties.